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A Limited Liability Partnership

2 Including Professional Corporations
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16 UNITED STATES DISTRICT COURT

17 CENTRAL DISTRICT OF CALIFORNIA

18 (SOUTHERN DIVISION – SANTA ANA)

19 SHANA PIERRE, individually and on
20 behalf of all others similarly situated,

21 Plaintiff,

22 v.

23 IEC CORPORATION D/B/A
INTERNATIONAL EDUCATION
24 CORPORATION, a Delaware
corporation,

25 Defendant.

Case No. 8:22-cv-01280-FWS-JDE

CLASS ACTION

**JOINT REPORT ON PROPOSED
TIMELINE FOR LIMITED
DISCOVERY RE PLAINTIFF'S
CONSENT TO THE ARBITRATION
AGREEMENT AND PROPOSED
BENCH TRIAL SCHEDULE RE
ARBITRATION**

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1 Pursuant to the Court's order dated March 14, 2023 (ECF No. 34), Plaintiff
2 Shana Pierre and Defendant IEC Corporation ("IEC") submit this joint report
3 proposing a schedule for discovery and bench trial limited to the issues of arbitration
4 relevant to IEC's motion to compel arbitration, held in abeyance by the Court
5 pending arbitration discovery and bench trial.

6 **A. Limited Arbitration Discovery**

7 The Parties propose that the limited discovery pertaining to whether Plaintiff
8 consented to the arbitration agreement shall be completed by July 28, 2023. The
9 Parties propose to issue subpoenas to third parties including to identify subscriber
10 information for the IP addresses associated with the website visits at issue; to
11 propound written discovery requests limited to 10 requests for production of
12 documents, 10 interrogatories, and 10 requests for admission; and to take limited
13 depositions. If the discovery was limited to discovery among the Parties, the Parties
14 expect they could complete this discovery earlier than by the end of July, but since
15 the Parties contemplate third party subpoenas for subscriber information associated
16 with certain IP addresses, the Parties know from prior experiences that such
17 subpoena responses can sometimes take months to receive. The proposed discovery
18 period should provide the parties with sufficient time to resolve any outstanding
19 objections to the subpoenas, including filing any subpoena enforcement actions that
20 may be necessary.

21 **B. Bench Trial**

22 The Parties propose that the Court set a status conference for some time
23 convenient for the Court on or after July 28, 2023, at which point the Parties and the
24 Court can set a bench trial as early as the fall of 2023. The Parties anticipate a
25 bench trial of one day limited to the issues of arbitration. If the Court prefers to set
26 a bench trial date now, the Parties request a date in October, 2023, convenient for
27 the Court.
28

1 Dated: March 28, 2023

2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3
4 By /s/ Shannon Z. Petersen
5 SHANNON Z. PETERSEN
6 LISA YUN PRUITT
7 SIEUN J. LEE

8 Attorneys for Defendant
9 IEC CORPORATION

10 Dated: March 28, 2023

11 WOODROW & PELUSO, LLC

12
13
14 By /s/ Taylor T. Smith
15 TAYLOR T. SMITH

16 Attorneys for Plaintiff
17 SHANA PIERRE
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SIGNATURE CERTIFICATION

I, Shannon Z. Petersen, attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: March 28, 2023

SHEPPARD, MULLIN, RICHTER & HAMPTON
LLP

By /s/ Shannon Z. Petersen
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